5245374/2021/OP-I-AGC01

**GOVERNMENTOF ANDHRA PRADESH**

**A B S T R A C T**

Agriculture & Cooperation Department – ACB Cases – Sri K.Chengappa, Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam District – Subsequently retired as Asst.Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam – Furnishing of false and fabricated Annual Property Returns (APRs.) in the Disproportionate Assets case of Sri. P.Sanjeeva Rao in Cr.No.01/RCACB-VSP/2010 - Departmental proceedings initiated under rule 20 of A.P.Civil Services (CCA) Rules, 1991 – Imposition of the penalty of withholding of 25% of pension for a period of (3) years under A.P.Revised Pension Rules, 1980 – Orders – Issued.

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**G.O.Rt.No.737** **Dated :19.11.2021**

**Read the following:**

1. From the Director General, ACB, Hyderabad, Final Report No. 07/RCAWVP/2010-S11, Dated: 23-5-2011.
2. Govt. Memo No. 638/Vig.I/1/2010-8, A&C(Vig.I) Dept., Dt:19.09.2011.
3. G.O.Rt.No.1063, A & C (Vig.I) Dept., dt.20.09.2011.
4. From the Commissioner & Director of Agriculture, A.P., Hyderabad, Lr. No. Vig.II (5) 33/2010, dated:19.11.2011.
5. G.O. Rt. No.848, A&C (Vig.I) Dept., dt.31.07.2012.
6. From the Spl.Commissioner of Agriculture, A.P., Guntur, Lr. No. Vig.II (5) 33/2010, dated:01.01.2019.
7. Govt. Memo No. 638/Vig.I/1/2010-8, A&C(Vig.I) Dept., Dt:27.05.2019.
8. From the Spl.Commissioner of Agriculture, A.P., Guntur, Lr. No. Vig.II (5) 33/2010, dated:18.09.2019 & 17.12.2019.
9. From the Spl.Commissioner of Agriculture, A.P., Guntur, Lr.No.Vig.II(5) 33/2010, dt.25.02.2020.
10. Govt. Memo. No. 638/Vig.I/2020 (3), A&C(Vig.I) Dept., Dated: 09.11.2020.
11. From the Commissioner of Agriculture, A.P., Guntur. Lr. No.Vig.II(5)33/2010, Dt:30.12.2020.
12. Govt. Lr.No.638/Vig.I/2020, A & C (Vig.I) Dept., dt. 05.08.2021.
13. From the Secretary, APPSC, Vijayawada, Lr.No.439/DC&C/2021, Dt.21.09.2021.

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**O R D E R:**

In the reference 1st read above, the Director General, ACB, A.P., Hyderabad, has submitted fnal report regarding properties/assets acquired disproportionately to the known sources of income by Sri P. Sanjeeva Rao, Agricultural Extension Officer (SC), O/o Asst. Director of Agriculture, Arakuvalley, Visakhpatnam District. He has also stated that Sri. P.Chengappa, Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam District has committed grave misconduct by colluding with the above Accused Officer and furnishing his false Annual Property Returns (APRs.) by tampering the office records and hence recommended for departmental action against him, along with two others, for contravention of rule 3(1)(2) of A.P.Civil Services (Conduct) Rules, 1964.

2. The Government have, therefore, initiated departmental action against the Officers involved in the episode, under rule 20 read with rule 24 of A.P.Civil Services (CCA) Rules, 1991 and decided to conduct Common Enquiry into the allegations against the (4) Accused Officers, as per rule 24(1)(2) of A.P.Civil Services (CCA) Rules, 1991 and accordingly issued orders in the reference 2nd read above.

3. As part of disciplinary action, under rule 20 of A.P.Civil Services (CCA) Rules,1991, Articles of Charge have been against Sri K.Chengappa, the then Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam District, in the reference 3rd read above, for his misconduct in as much as by furnishing false and fabricated Annual Property Returns of the Accused Officer Sri. P. Sanjeeva Rao in Cr.No.01/RC-ACB-VSP/2010, by tampering the office records, in collusion with the Accused Officer, as if they were filed in time and to facilitate him to get out of the Disproportionate Assets case.

**(P.T.O)**

4. In the reference 4th read above, the Commissioner & Director of Agriculture, A.P., Hyderabad, has forwarded the Written Statement of Defense (WSD) of the Charged Officer Sri K.Chengappa, the then Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam District, along with the other three Charged officers, in which they have denied all the charges and hence in the reference 5th read above, the Government have appointed the Joint Director of Agriculture, Visakhapatnam, as Inquiry Officer to conduct Common Inquiry into the Articles of Charge issued against all the Charged Officers. In the same order, the Government have also appointed the Asst. Director of Agriculture (Training), O/o Joint Director of Agriculture, Visakhapatnam, as Presenting Officer, to present the case on behalf of the Inquiry Officer.

5. In the reference 6th read above, the Spl. Commissioner of Agriculture, A.P., Guntur, has forwarded the enquiry report dt.23.11.2018 of the Joint Director of Agriculture (FAC), Visakhapatnam in which the latter has stated that the Charges framed against all the Charged Officers are held proved. The Government have examined the Inquiry Report and accepted it and communicated to all the Charged Officers, in the reference 7th read above, through the Special Commissioner of Agriculture, A.P., Guntur, for their explanations on the fndings of the Inquiry Officer.

6. In the reference 8th read above, the Special Commissioner of Agriculture, A.P., Guntur, has submitted the dated acknowledgements of all the Charged Officers and representations of the three Charged Officers, except Sri K.Chengappa, former Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam District, and further in the reference 9th read above, he has also recommended to impose any one of the punishments on the Charged Officers, under Rule-9 of A.P.Civil Services (CCA) Rules, 1991 for their involvement in the above said case and requested the Govt. to issue further orders in the matter.

7. The Government have examined the case in detail and after consultation with the Advisory Department, proposed to impose the punishment of withholding of 25% of pension for a period of (3) years against the Charged Officer Sri K. Chengappa, the then Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam District and subsequently retired as Asst. Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam, as per A.P.Revised Pension Rules,1980 and issued a Show Cause Notice to him, through the Commissioner of Agriculture, A.P., Guntur, in the reference 10th read above, directing him to show cause as to why the penalty proposed against him should not be imposed for the Charge held proved.

8. In the reference 11th read above, the Commissioner of Agriculture, A.P., Guntur has forwarded a copy of the dated acknowledgement and explanation of the Charged Officer Sri K.Chengappa, the then Asst. Director of Agricutlure (SC), RVP, Arakuvalley, Visakhapatnam District and subsequently retired as Asst. Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam, in which the latter has requested to exonerate him from the charges and withdraw the punishment proposed against him.

9. Since the Charged Officer has not produced any new material or evidence that has the efect of changing nature of the case, the Government have not considered the explanation and decided to impose the punishment of withholding of 25% of pension for a period of (3) years against the Charged Officer Sri K. Chengappa, the then Asst. Director of Agricutlure (SC), RVP, Arakuvalley, Visakhapatnam District and subsequently retired as Asst. Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam.

10. Accordingly, in the reference 12th read above, the Secretary, A.P.P.S.C., Vijyawada, has been requested to place the above proposal in respect of Sri K.Chengappa, the then Asst. Director of Agricutlure (SC), RVP, Arakuvalley, Visakhapatnam District and subsequently retired as Asst. Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam, before the Commission, as per Regulation 17 of APPSC, and obtain its concurrence and communicate the same to this Department for further action in the matter.

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11. In the reference 13th read above, the Secretary, A.P.P.S.C., Vijayawada has stated that the Commission agrees with the proposals of the Govt. to impose the penalty of withholding of 25% of pension for a period of (3) years against Sri K.Chengappa, the then Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam District and subsequently retired as Asst. Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam and advised accordingly.

12. The Government, after careful examination of the matter, hereby impose the punishment of withholding of 25% of pension for a period of (3) years in respect of the Charged Officer Sri K. Chengappa, the then Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam Dist. and subsequently retired as Asst. Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam, as per A.P.Revised Pension Rules,1980.

13. Further, in another case, Government have already issued orders, in the G.O.Rt.No.151, A&C (Vig.I) Dept., dt.24.03.2021, imposing the penalty of 2% cut in pension for a period of one year, besides treating the absence period as "Dies-non" against Sri K. Chengappa, the then Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam Dist. and subsequently retired as Asst. Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam, for his absconding from duty and his whereabouts are not known since 13.08.2013 and also not attended any meeting conducted by the Conservator of Forests, during September and October, 2013, as per A.P.Revised Pension Rules,1980.

14. The Commissioner of Agriculture, A.P., Guntur shall take necessary further action in the matter, accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**POONAM MALAKONDAIAH**
**CHIEF COMMISSIONER RBKs &**
**SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To:

Sri K.Chengappa, the then Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam Dist. And subsequently retired as Asst. Director of Agriculture (PP), O/o Joint Director of Agriculture, Srikakulam through the Commissioner of Agriculture, A.P., Guntur.

The Commissioner of Agriculture, A.P., Guntur.

**Copy to**:

The Prl. Accountant General, A.P., Vijayawada.
The Director of Treasuries & Accounts, A.P., Vijayawada.
The District Treasury Officer/Sub Treasury Officer, Srikakulam.
The P.S. to Secretary, A.P.P.S.C., Vijayawada.
The Director General, ACB, A.P., Vijayawada.
The Joint Director of Agriculture, Srikakulam.
The Asst. Director of Agriculture (SC), RVP, Arakuvalley, Visakhapatnam Dist.
Sf/Sc

**// FORWARDED BY ORDER//**

**SECTION OFFICER**